

RAYMOND NARDO, P.C.

ATTORNEY AT LAW

129 THIRD STREET, MINE

Phone: (516)248-2121 | Fax: (516)742-7675

raymondnardo@gmail.com

VIA ECF

Hon. Philip M. Halpern
United States District Judge
United States District Court
Southern District of New York
300 Quarropas Street
White Plains, NY 10601

Re: Suman v. Elm Foodmart, Inc.
Case No.: 21-CV-8737 (PMH)

Dear Judge Halpern:

I represent the Plaintiff in the above matter, which is scheduled for a *Cheeks* submission on January 12, 2023. The resolution of this case requires coordination with, and the issuance of checks, from the New York State Department of Labor, which has been requested, and I am advised that it is near completion.

Consequently, Plaintiff seeks a 30 day extension, until March, 2023, to submit for approval under *Cheeks*.

WHEREFORE, Plaintiff seeks to adjourn the date for the *Cheeks* submission until March 13, 2023.

Thank you for your consideration.

RN:rn

cc: Mohammed Gangat, Esq. (by ECF)

Application granted. The parties shall prepare and file their paperwork pursuant to *Cheeks v. Freeport Pancake House, Inc.*, 796 F.3d 199 (2d Cir. 2015) by March 13, 2023. No further extensions will be granted.

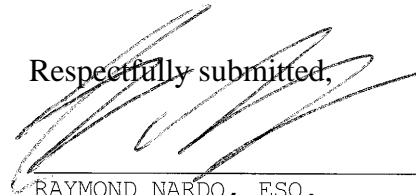
SO ORDERED.



Philip M. Halpern
United States District Judge

Dated: White Plains, New York
February 14, 2023

Respectfully submitted,



RAYMOND NARDO, ESQ.